

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

PARENT ON BEHALF OF STUDENT,

v.

JEFFERSON UNION HIGH SCHOOL
DISTRICT

OAH Case No. 2015070570

ORDER GRANTING MOTION TO
AMEND COMPLAINT

On June 29, 2015, Student filed a Due Process Hearing Request (complaint), naming Jefferson Union High School District. On July 15, 2015, Student filed a “Corrected/Amended Request for Due Process Hearing” (amended complaint), which the Office of Administrative Hearings treated as a motion to amend the complaint. No opposition was received from District.

An amended complaint may be filed when either (a) the other party consents in writing and is given the opportunity to resolve the complaint through a resolution session, or (b) the hearing officer grants permission, provided the hearing officer may grant such permission at any time more than five (5) days prior to the due process hearing. (20 U.S.C. §1415(c)(2)(E)(i).)¹ The filing of an amended complaint restarts the applicable timelines for the due process hearing. (20 U.S.C. §1415(c)(2)(E)(ii).)

The motion to amend is timely and is granted. The amended complaint shall be deemed filed on the date of this order. All applicable timelines shall be reset as of the date of this order. OAH will issue a scheduling order with the new dates.

IT IS SO ORDERED.

DATE: July 21, 2015

/s/

CAROLINE A. ZUK

Administrative Law Judge

Office of Administrative Hearings

¹ All statutory citations are to title 20 United States Code unless otherwise indicated.